

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



FILING COMPLETION UNDER RULE 53(f)

( NOT PCT Applications)  
For Design, Provisional, or Utility Applications

PATENT  
APPLICATION

COMPLETION Under  
Rule 53(f)

In re PATENT APPLICATION of

Attn: Application Division

Inventor(s): WEBSTER

Appl. No.: 09 723,326  
Series Code ↑ Serial No. ↑

Atty.Dkt. P 0268461 UM99-29  
M# Client Ref

Filed: November 28, 2000

Title: A MOLECULAR SWITCH FOR REGULATING MAMMALIAN GENE EXPRESSION

Hon. Commissioner of Patents  
Washington, DC 20231

Date: May 2, 2001

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. Notice to File Missing Parts ☐ copy attached ☒ not yet received
2. ☒ Signed Declaration attached. ☒ Original ☐ Facsimile/Copy

(Always "X" box 2 if filling signed Declaration and

"X" box 2A only if top box of the Declaration is X'd and file application copy, or

"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

- 2A. ☐ Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.
- 2B. ☐ The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.
3. ☐ Specification originally filed in non-English language; hence verified translation attached of:
  - a. ☐ Abstract
  - b. # pages of Specification (only spec. & claims)
  - c. ☐ Drawing(s) No of Sheets
  - ☐ Fig(s).
4. ☐ Letter filing formal drawing attached.
5. ☒ Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.
6. DOMESTIC/INTERNATIONAL priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 60/171,597	December 23, 1999	(2)	
(3)		(4)	
(5)		(6)	

7. FOREIGN priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in

Application No.	Filing Dat	Application No.	Filing Date
(1)		(2)	
(3)		(4)	
(5)		(6)	

05/03/2001 YP0LITE1 00000028 09723326  
01 FC:201 355.00 0P  
02 FC:203 189.00 0P  
03 FC:205 65.00 0P

Completion Under Rule 53(b)

9. \_\_\_\_\_ (No.) Certified copy (copies): ☐ attached; ☐ previously filed (date) \_\_\_\_\_  
in U.S. Application No. \_\_\_\_\_ / filed on \_\_\_\_\_
10. Small Entity Status ☐ is Not claimed ☒ is claimed (file PAT-256 if this is the first claim of Small Entity Status)
11. ☒ Attached: Preliminary Amendment; paper and computer readable forms of Sequence Listing
12. ☐ Preliminary Amendment:

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**

				Large/Small Entity		Fee Code
13. Basic Filing Fee .....				Design Application \$320/\$160		106/26
				Not Design Application \$710/\$355	+355	101/201
14. Total Effective Claims	41	minus 20 =	21	x \$18/\$9	+189	103/203
15. Independent Claims	2	minus 3 =	0	x \$80/\$40	+0	102/202
16. If <u>any proper</u> multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)				\$270/\$135	+0	104/204
17. Surcharge for filing Declaration/filing fee late				\$130/\$65	+65	105/205
18. FILING FEE ENCLOSED =				\$609		
19. Original due date:						
20. Petition is hereby made to extend the <u>original</u> due date to cover the date this response is filed for which the requisite fee is attached				(1 mo) \$110/\$55 =	+0	115/215
				(2mos) \$390/\$195 =		116/216
				(3mos) \$890/\$445 =		117/217
				(4mos) \$1390/\$695 =		118/218
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee .....				\$130	+0	139
22. If "assignment" box 5 is X'd, add recording fee. ....				\$40	+40	581
23. Petition Fee for				\$130	+0	
24. TOTAL FEE ENCLOSED =				\$649		

Our Deposit Account No. 03-3975  
Our Order No. 070373

C#

M#

0268461

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Winthrop LLP**  
**Intellectual Property Group**

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**NOTE: Fil in duplicate with PTO receipt (PAT-103A) and attachm nts**



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PATENT  
APPLICATION

Inventor(s): WEBSTER  
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Group Art Unit Unknown  
Examiner: Unknown  
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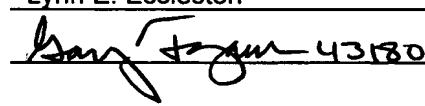
**NOTIFICATION OF CHANGE IN SMALL/LARGE ENTITY STATUS**

Please note the following change to/from Small Entity Status:

- ☒ **CLAIMED NOW:** Applicant hereby claims Small Entity Status
- ☐ **WITHDRAWN NOW:** Applicant hereby withdraws Small Entity Status

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Respectfully Submitted  
Pillsbury Winthrop LLP  
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